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CRL OP NO. 5923 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:04.03.2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 5923 of 2025

1. Emeemal
2. Abisheakkumar
3. Rigith
4. Premkumar
5. Sasikkumar
6. Arunkumar

Petitioners

Vs

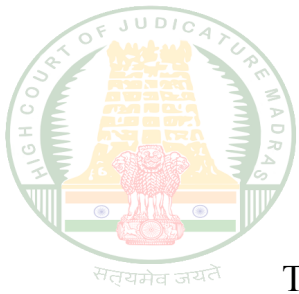
The State Rep by,
The Inspector of Police,
Periyanaickenpalayam Police Station,
Coimbatore District.
(Crime No. 102/2025)

Respondent

Prayer:

Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 to enlarge the petitioners/Accused on anticipatory bail in the event of arrest in Crime No. 102 of 2025 pending on the file of the respondent police.

For petitioners	:	Mr.Ranjith Kumar
For Respondent	:	Mr.S.Santhosh, Government Advocate(Crl.Side)

**ORDER**

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The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 140, 351(3) of the BNS altered into Sections 126, 127, 140(3), 142, 189, 351(3) and 61 of the BNS, 2023 in Crime No. 102/2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the de facto complainant's husband was running a store; that he sold household articles and received consideration in installments; that the defacto complainant and her husband had obtained a sum of Rs.2,00,000/- and not supplied the goods and that the petitioners and the other accused went to their home, threatened her for not supplying the goods. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent; that they have been falsely implicated in this case; and that in any case custodial interrogation of the petitioners is not required for the purpose of investigation and hence, he prayed for grant of anticipatory bail.

4. The learned Government Advocate (Crl.Side) appearing for the



respondent police reiterated the prosecution case.

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5. Heard the learned counsel for the petitioners and the learned Government Advocate (Crl.side) for the respondent and also perused the materials available on record.

6. Considering the submissions made on either side; nature of allegation; that the co-accused was granted anticipatory bail and since custodial interrogation of the petitioners is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioners subject to the following conditions:

(a) Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the **Judicial Magistrate No.V, Coimbatore** on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only), with two sureties, each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the said Magistrate, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:



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[b] the petitioners shall report before the respondent police every day at 10:30 a.m., until further orders;

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial;

[d] the petitioners shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**;

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

04.03.2025

vca

To

1. The State Rep by, The Inspector of Police,
Periyanaickenpalayam Police Station,
Coimbatore District,
(In Crime No. 102/2025)

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